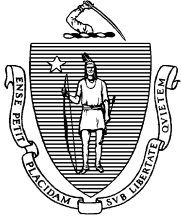


SENATE, No. 2750

The Commonwealth of Massachusetts



IN THE YEAR OF TWO THOUSAND AND SEVEN

AN ACT AUTHORIZING THE MASSACHUSETTS HIGHWAY DEPARTMENT TO GRANT CERTAIN EASEMENTS IN THE TOWN OF PETERSHAM

Whereas, The deferred operation of this act would tend to defeat its purpose, which is forthwith to the benefit of the town in order to provide handicap access improvements, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*Be it enacted by the Senate and House of Representatives in General Court assembled,
And by the authority of the same, as follows:*

- 1 **SECTION 1.** The commissioner of the Massachusetts Highway Department is authorized to
2 convey a permanent easement for approximately twenty feet of land, currently owned by the
3 commonwealth as part of the Route 32 right of way, in front of each of the two municipal
4 buildings, located on South Main Street in the town of Petersham (grantee). The easements in
5 said location are to be used for the construction of proper entrance ramps and handicapped
6 accessible parking spaces and will be conveyed to the town of Petersham for their sole use.
- 7 **SECTION 2.** No deed conveying, by or on behalf of the commonwealth, the easements
8 described in section 1 will be valid unless such deed provides that said easements will be used
9 solely for the purposes described in section 1.

10 **SECTION 3.** The grantee of said easement, or other persons acting on behalf of grantee, will
11 assume the cost of any appraisals, surveys and other expenses deemed necessary by the
12 commissioner of the division of capital asset management and maintenance for the granting of
13 the easement. The grantee will also be responsible for any costs, liabilities or expenses of any
14 kind for the development, improvement, maintenance or operation of the easement as may be
15 determined by the commissioner of capital asset management and maintenance, in consultation
16 with commissioner of the Massachusetts Highway Department.

17 **SECTION 4.** The town of Petersham will compensate the commonwealth through the transfer
18 of this land, of equal or greater value to the easement described in section 1, to the
19 Massachusetts Highway Department in consultation with the Executive Office of
20 Transportation. Should the town of Petersham cease to use and maintain the easement for the
21 purposes specified in Section 1 of this act or uses the easement for any other purpose, the
22 easement will revert to the commonwealth.